

AN ORDINANCE      100660

**AUTHORIZING THE EXECUTION OF A PROFESSIONAL DESIGN-BUILD SERVICES AGREEMENT WITH THC, INC., FOR THE RESIDENTIAL ACOUSTICAL TREATMENT PROGRAM AT THE SAN ANTONIO INTERNATIONAL AIRPORT FOR A FEE IN AN AMOUNT NOT TO EXCEED \$3,308,316.00; AUTHORIZING \$8,814,813.00 FOR CONSTRUCTION; AUTHORIZING \$15,000.00 FOR LEGAL FEES AND EXPENSES; AUTHORIZING \$20,000.00 FOR ADMINISTRATIVE FEES; APPROPRIATING FUNDS; AUTHORIZING PAYMENTS AND ESTABLISHING A BUDGET.**

\*       \*       \*       \*       \*

**WHEREAS**, the City has in its Five Year Capital Program, the Residential Acoustical Treatment Program (the "Program"); and

**WHEREAS**, FAA Grant No. 45 in the amount of \$4,220,000.00 was accepted by the City Council on August 14, 2003 to provide eighty percent (80%) federal funding for the Residential Acoustical Treatment Project; and

**WHEREAS**, FAA Grant No. 47 in the amount of \$6,066,503.00 was accepted by the City Council on May 13, 2004 to provide eighty percent (80%) federal funding for the Residential Acoustical Treatment Project; and

**WHEREAS**, Ordinance No. 99891, passed and approved on October 14, 2004, selected the firm of THC, Inc. to provide Professional Design-Build Services in conjunction with the Program at San Antonio International Airport and authorized the negotiation of a Professional Services Agreement; and

**WHEREAS**, members of City staff together with the firm of Davidson & Troilo, P.C., have negotiated a scope of services and a fee for this work in the amount of \$3,308,316.00 which is fair and reasonable for the design, legal, public relations and administration of the Acoustical Treatment Program; and

**WHEREAS**, the amount of \$8,814,813.00, payable to THC, Inc., has been authorized for the construction portion of this Project; and

**WHEREAS**, the amount of \$20,000.00 has been authorized for administrative expenses in connection with the Program; **NOW THEREFORE:**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:**

**SECTION 1.** The Interim City Manager or his designee is hereby authorized to execute a contract with the firm of THC, Inc. to provide Professional Design-Build Services in conjunction with the Residential Acoustical Treatment Program at San Antonio International Airport. A copy of said contract is attached hereto and incorporated herein by references for all purposes as Attachment 1.

**SECTION 2.** Grant Funding received from the Federal Aviation Administration for FAA Contract No. 3-48-0192-045-2003 for the SAP "Residential Acoustical Treatment Program" will be transferred to SAP Fund No. 51099000 entitled "Airport Capital Projects" via an "Interfund Transfer Out" from grants to Project No. 33-00170 entitled "Residential Acoustical Treatment Program," WBS Element 33-00710-90-01 entitled "FAA-AIP 45-03-Transfer In" in the amount not to exceed \$4,220,000.00.

**SECTION 3.** Grant funding received from the Federal Aviation Administration for FAA Contract No. 3-48-0192-047-2004 for the SAP "Residential Acoustical Treatment Program" will be transferred to SAP Fund No. 51099000 entitled "Airport Capital Projects" via an "Interfund Transfer Out" from grants to Project No. 33-00170 entitled "Residential Acoustical Treatment Program", WBS Element 33-00710-90-02 entitled "FAA-AIP 47-04-Transfer In" in the amount not to exceed \$6,066,503.00.

**SECTION 4.** The amount of \$2,431,626.00 is appropriated in Fund 51014000, entitled "PFC Capital Improvement Fund" in General Ledger account 6102100 entitled "Interfund Transfers Out". The amount of \$2,431,626.00 is authorized to be transferred from Fund 51014000, entitled "PFC Capital Improvement Fund" to Fund 51099000 entitled "Airport Capital Projects".

**SECTION 5.** The budget in Fund 51099000 entitled "Airport Capital Projects" Project 33-00170 entitled "Residential Acoustical Treatment Program" shall be revised by increasing WBS Element 33-00170-90-01, entitled "FAA-AIP 45-03 – Transfer In" by the amount of \$4,220,000.00.

**SECTION 6.** The budget in Fund 51099000 entitled "Airport Capital Projects" Project 33-00170 entitled "Residential Acoustical Treatment Program" shall be revised by increasing WBS Element 33-00170-90-02, entitled "FAA-AIP 47-04 – Transfer In" by the amount of \$6,066,503.00.

**SECTION 7.** The budget in Fund 51099000 entitled "Airport Capital Projects" Project 33-00170 entitled "Residential Acoustical Treatment Program" shall be revised by increasing WBS Element 33-00170-90-03, entitled "PFC PAYGO – Transfer In" by the amount of \$2,571,626.00.

**SECTION 8.** The amount of \$3,308,316.00 is appropriated in Fund 51099000 entitled "Airport Capital Projects", Project 33-00170 entitled "Residential Acoustical Treatment Program", WBS Element 33-00170-02-01, entitled "THC Consultant Fees"; General Ledger 5201040 entitled "Fees to Professional Contractors", and is authorized to be encumbered and made payable to THC, Inc. when a purchase order is issued.

**SECTION 9.** The amount of \$15,000.00 is appropriated in Fund 51099000 entitled "Airport Capital Projects", Project 33-00170 entitled "Residential Acoustical Treatment Program", WBS Element 33-00170-01-03-01, entitled "Legal Fees"; General Ledger 5201050 entitled "Legal Expenses", and is authorized to be encumbered and made payable to Davidson and Troilo, P.C. for legal services when a purchase order is issued.

**SECTION 10.** The amount of \$20,000.00 is appropriated in Fund 51099000 entitled "Airport Capital Projects", Project 33-00170 entitled "Residential Acoustical Treatment Program", WBS Element 33-00170-05-01, entitled "Administration"; General Ledger 5201090 entitled "Administrative Cost".

**SECTION 11.** The amount of \$8,814,813.00 is appropriated in Fund 51099000 entitled "Airport Capital Projects", Project 33-00170 entitled "Residential Acoustical Treatment Program", WBS Element 33-00170-05-02-01, entitled "Construction - THC"; General Ledger 5201140 entitled "Construction Cost" and is authorized to be encumbered and made payable to THC, Inc., when a purchase order is issued.

**SECTION 12.** The financial allocations in this Ordinance are subject to approval by the Director of Finance for the City of San Antonio for the City of San Antonio. The Director may, subject to concurrence by the City Manager or the City Manager's designee, correct allocations to specific Cost Centers, WBS Elements, Internal Orders, General Ledger Accounts, and Fund Numbers as necessary to carry out the purpose of this Ordinance.

**SECTION 13.** This Ordinance shall be effective on and after the tenth (10<sup>th</sup>) day after passage hereof.


**PASSED AND APPROVED** this 7<sup>th</sup> day of, April 2005.

  
**MAYOR**  
EDWARD D. GARZA

ATTEST

  
\_\_\_\_\_  
City Clerk

APPROVED AS TO FORM:

  
\_\_\_\_\_  
for City Attorney

# Agenda Voting Results

**Name:** 28.

**Date:** 04/07/05

**Time:** 04:54:53 PM

**Vote Type:** Multiple selection

**Description:** An Ordinance authorizing the execution of a professional Design-Build Services Agreement with THC, Inc., for the Residential Acoustical Treatment Program at the San Antonio International Airport for a fee in an amount not to exceed \$3,308,316.00; authorizing \$8,814,813.00 for construction; authorizing \$15,000.00 for legal fees and expenses; authorizing \$20,000.00 for administrative fees; appropriating funds; authorizing payments and establishing a budget. [Presented by Kevin Dolliole, Director, Aviation; Roland A. Lozano, Assistant to the City Manager]

Voter	Group	Status	Yes	No	Abstain
ROGER O. FLORES	DISTRICT 1	Not present	x		
JOEL WILLIAMS	DISTRICT 2				
RON H. SEGOVIA	DISTRICT 3		x		
RICHARD PEREZ	DISTRICT 4		x		
PATTI RADLE	DISTRICT 5		x		
ENRIQUE M. BARRERA	DISTRICT 6		x		
JULIAN CASTRO	DISTRICT 7		x		
ART A. HALL	DISTRICT 8		x		
CARROLL SCHUBERT	DISTRICT 9		x		
CHIP HAASS	DISTRICT_10	Not present			
MAYOR ED GARZA	MAYOR		x		